

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

10:30 AM

1:11-15925 Integrated Technologies Consulting, Inc.

Chapter 7

#1.00 Trustee's Final Report and Applications for Compensation

Dine Weil, Chapter 7 Trustee

Levene, Neale, Bender, Yoo & Brill LLP, Attorneys for Chapter 7 Trustee

Menchaca & Company LLP, Accountant for Chapter 7 Trustee

fr. 3/17/16; 4/14/16

Docket 114

Tentative Ruling:

This matter is continued to **May 26, 2016 at 10:30 a.m.** The chapter 7 trustee must give written notice of the continued hearing date and time to the objecting creditor no later than **May 12, 2016.**

Appearances on May 12, 2016 are excused.

Party Information

Debtor(s):

Integrated Technologies Consulting,

Represented By
Michael Jay Berger

Trustee(s):

Diane Weil (TR)

Represented By
Anthony A Friedman

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:15-11293 Attilio E Armeni

Chapter 11

#2.00 Post confirmation status conference re chapter 11 case

fr. 6/4/15; 8/13/15; 9/17/15; 11/12/15

Docket 1

Tentative Ruling:

Continue to **1:00 p.m. on August 11, 2016**. On or before **July 28, 2016**, the reorganized debtor must file an updated status report explaining what progress has been made toward consummation of the confirmed plan of reorganization. The report must be served on the United States trustee and the 20 largest unsecured creditors. The status report must comply with the provisions of Local Bankruptcy Rule 3020-1 (b) **and be supported by evidence**. The Court may vacate the continued hearing if an order granting the reorganized debtor a final decree has been entered prior to the August 11th hearing date.

Appearances are excused on May 12, 2016.

Party Information

Debtor(s):

Attilio E Armeni

Represented By
James R Selth
Elaine Nguyen

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:15-12608 Stacie Silver

Chapter 11

#3.00 Disclosure statement hearing describing chapter 11 plan of reorganization
fr. 4/14/16

Docket 41

Tentative Ruling:

On February 10, 2016, Stacie Silver (the "Debtor") filed her chapter 11 plan of reorganization (the "Plan") [doc. 41] and related disclosure statement (the "Disclosure Statement") [doc. 40]. On March 21, 2016, the Debtor filed a notice of hearing regarding approval of the Disclosure Statement (the "Notice") [doc. 48].

The Notice was not served on the Bank of New York Mellon, which holds claims in Class 2 of the Plan, in accordance with Fed. R. Bankr. P. 7004(h). Moreover, notice of the hearing must be served on all federally insured depository institutions, *i.e.*, Bank of America, CitiBank and Wells Fargo in accordance with this rule. Other corporations must be served in accordance with Fed. R. Bankr. P. 7004(b)(3) and notice must be addressed to the attention of an officer or otherwise authorized agent.

With respect to taxing entities, the Notice was not properly served on the Internal Revenue Service ("IRS") in accordance with Local Bankruptcy Rule 2002-2(c) and Fed. R. Bankr. P. 5003(e). The Debtor must use the addresses set forth in the "Register of Federal and State Government Unit Addresses [F.R.B.P. 5003(e)]" listed in the Court Manual under Appendix D, available on the Court's website, www.cacb.uscourts.gov, under "Rules & Procedures." Although the Debtor served the IRS at its PO Box in Philadelphia, the Debtor also must serve the United States Attorney in Los Angeles and the Attorney General in Washington D.C.

Additionally, it appears that the Debtor did not serve the Notice on the Los Angeles County Tax Collector.

Since the Plan was filed, there have been changes to priority claims. On May 3, 2016, the IRS filed amended claim 1-2. Claim 1-2 lists a priority claim in the amount of \$32,039.57 and an unsecured claim in the amount of \$2,180.29. The unsecured

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

CONT...

Stacie Silver

Chapter 11

portion of the IRS's claim has not been accounted for in Class 6(b). *See* Exhibit C to the Disclosure Statement. Additionally, on April 26, 2016, the Los Angeles Treasurer and Tax Collector filed a withdrawal of claim 2-1 [doc. 51].

Although Schedule E lists \$3,200.00 in priority taxes for 2013 that are payable to the Franchise Tax Board, the Plan does not provide for this priority claim.

Article V of the Plan indicates that the Debtor will have \$20,000 of cash available on the date of the Plan confirmation hearing, yet Part 5 of the Disclosure Statement indicates that the Debtor will have \$15,000 of cash on hand by the Effective Date.

The "Plan Payment Summary," included in Exhibit A to the Disclosure Statement, apparently does not account for the administrative claim of Debtor's counsel.

Party Information

Debtor(s):

Stacie Silver

Represented By
Andy C Warshaw

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:15-12608 Stacie Silver

Chapter 11

#4.00 Status conference re chapter 11 case

fr. 9/17/15; 3/17/16

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Stacie Silver

Represented By
Andy C Warshaw

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:16-10669 Claudia L. Phillips

Chapter 11

#5.00 Status conference re: chapter 11 case

Docket 1

***** VACATED *** REASON: Order of dismissal entered 5/9/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Claudia L. Phillips

Represented By
Claudia L Phillips

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:16-10760 William Camacho

Chapter 11

#6.00 Status conference re: chapter 11 case

Docket 1

***** VACATED *** REASON: Order of dismissal entered 5/11/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

William Camacho

Pro Se

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

1:00 PM

1:16-10980 Enku Gelaye

Chapter 7

#6.10 Motion for order dismissing case and related relief

Docket 17

Tentative Ruling:

The Court will dismiss this case pursuant to 11 U.S.C. § 707(a). However, the Court will not grant the other relief requested, i.e., determining that the debtor's current and prior bankruptcies were not commenced by the debtor and that the current and prior bankruptcies will have no bearing on the existence of the automatic stay in any future filing by the debtor.

If the debtor intends to file another bankruptcy case after the current case is dismissed, the debtor may file a motion to impose the automatic stay in that case.

The debtor must submit an order within seven (7) days.

Party Information

Debtor(s):

Enku Gelaye

Represented By
Anthony Obehi Egbase
David B Golubchik

Trustee(s):

Diane Weil (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:11-16180 Nazir Alam

Chapter 11

#7.00 Motion by Reorganized Debtor for Entry of Discharge and
Entry of Final Decree

fr. 3/24/16

Docket 132

Tentative Ruling:

Grant.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

Party Information

Debtor(s):

Nazir Alam

Represented By
M Jonathan Hayes

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:13-17080 Randy Jay Ramirez

Chapter 7

#8.00 Chapter 7 trustee's objection to debtor's claim of homestead exemption
fr: 4/14/16(stip)

Docket 131

Tentative Ruling:

Sustain.

Movant must submit the order within seven (7) days.

Note: No response has been filed. Accordingly, no court appearance by movant is required. Should an opposing party file a late opposition or appear at the hearing, the Court will determine whether further hearing is required and movant will be so notified.

Party Information

Debtor(s):

Randy Jay Ramirez

Pro Se

Trustee(s):

Nancy J Zamora (TR)

Represented By
David Seror
Jessica L Bagdanov
Reed Bernet

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-11024 Royal Dining Catering, Inc.

Chapter 11

#9.00 Objection to claim number 8
filed by claimant Sysco Ventura Inc.

fr. 3/17/16(stip)

Stip to cont filed 4/29/16

Docket 762

***** VACATED *** REASON: Order entered 5/2/16 continuing matter to
6/16/16 @ 2:00pm.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Royal Dining Catering, Inc.

Represented By
Danielle A Pham
Eve H Karasik
Eric D Goldberg
Robert P Goe

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-11024 Royal Dining Catering, Inc.

Chapter 11

#10.00 Objection to claim number 16
 filed by claimant State Compensation Insurance Fund

fr. 3/17/16

STIP to cont filed 5/9/16

Docket 768

***** VACATED *** REASON: Order granting stipulation to continue
hearing to 6/16/16 entered 5/10/16.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Royal Dining Catering, Inc.

Represented By
Danielle A Pham
Eve H Karasik
Eric D Goldberg
Robert P Goe

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-11024 Royal Dining Catering, Inc.

Chapter 11

#11.00 Objection to claim number 61
filed by claimant United States
Equal Employment Opportunity Commission

fr. 3/17/16

Docket 787

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Royal Dining Catering, Inc.

Represented By
Danielle A Pham
Eve H Karasik
Eric D Goldberg
Robert P Goe

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-12047 Juliet April Daniels

Chapter 11

#12.00 Confirmation hearing on debtor's first amended chapter 11 plan
of reorganization

fr. 5/21/15; 7/23/15; 9/24/15; 11/12/15; 2/18/16(stip)

Stip to continue filed 5/10/16

Docket 186

***** VACATED *** REASON: Continued to 7/28/16 at 2:00 p.m. per order**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juliet April Daniels

Represented By
M Jonathan Hayes
Roksana D. Moradi

Movant(s):

Juliet April Daniels

Represented By
M Jonathan Hayes
Roksana D. Moradi

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-12047 Juliet April Daniels

Chapter 11

#13.00 Objection to second amended proof of claim number 1 filed
by Internal Revenue Service

fr. 10/22/15(stip); 2/18/16(stip)

Docket 248

***** VACATED *** REASON: Voluntary dismissal of objection to second
amended claim filed 4/27/16**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juliet April Daniels

Represented By
M Jonathan Hayes
Roksana D. Moradi

Movant(s):

Juliet April Daniels

Represented By
M Jonathan Hayes
Roksana D. Moradi

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-12047 Juliet April Daniels

Chapter 11

#14.00 Status conference re chapter 11 case

fr. 6/5/14; 11/6/14; 12/4/14; 1/22/15; 3/19/15; 5/21/15;
7/23/15; 9/24/15; 11/12/15; 2/18/16(stip)

Docket 1

***** VACATED *** REASON: Continued to 5/19/16 at 2:00 p.m. per order**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Juliet April Daniels

Represented By
M Jonathan Hayes

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-15646 Sandy Lynn Huntsman

Chapter 7

#15.00 Debtor's Motion for an order dismissing chapter 7 case pursuant to 11 U.S.C. section 707(a), Fed. R. Bank. Proc. 1017, and to dissolve turnover order; in the alternative request for abstention and dismissal pursuant to 11 U.S.C. section 305

fr. 3/3/16

Docket 75

Tentative Ruling:

In light of the *Chapter 7 Trustee's Report Regarding Outcome of Mediation Between the Parties* [doc. 88], the Court will continue this hearing to **2:00 p.m. on July 28, 2016** pending approval of the settlement agreement between the parties.

Appearances are excused on May 12, 2016.

Party Information

Debtor(s):

Sandy Lynn Huntsman

Represented By
Blake J Lindemann

Trustee(s):

David Seror (TR)

Represented By
Steven T Gubner
Michael W Davis
Travis M Daniels

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:14-15646 Sandy Lynn Huntsman

Chapter 7

#16.00 Order to Show Cause re: civil contempt for debtor's failure to comply with the Court's order to 1) Turnover all proceeds from the sale of real property located at 5919 Troost Ave., North Hollwoddd, CA; and 2) To provide the trustee with an accounting of any and all disbursements made from those proceeds

fr. 3/3/16

Docket 62

Tentative Ruling:

In light of the *Chapter 7 Trustee's Report Regarding Outcome of Mediation Between the Parties* [doc. 88], the Court will continue this hearing to **2:00 p.m. on July 28, 2016** pending approval of the settlement agreement between the parties.

Appearances are excused on May 12, 2016.

Party Information

Debtor(s):

Sandy Lynn Huntsman

Pro Se

Trustee(s):

David Seror (TR)

Represented By

Steven T Gubner

Michael W Davis

Travis M Daniels

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:16-10099 Frank Adler and Lauren Adler

Chapter 7

#17.00 Debtor's motion to compel abandonment of property by trustee

Docket 39

Tentative Ruling:

Deny on an interim basis.

In order to best assess the value of the subject property, the Court will allow the chapter 7 trustee an appropriate period of time to market the subject property. *See In re Two S Corp.*, 875 F.2d 240, 243 (9th Cir. 1989) (finding that "the price paid at a commercially reasonable sale is the best evidence of value" and that "the sale price is better evidence of the property's value than any prior appraisals"); *In re 3dfx Interactive, Inc.*, 389 B.R. 842, 887 (Bankr. N.D. Cal. 2008) ("[T]he Court will defer to the market for the best evidence of the value of what was transferred."); and *In re Dev., Inc.*, 37 B.R. 543, 544 (Bankr. D. Haw. 1984) ("The best evidence...of the value of a parcel of land...is the sale itself."); *see also* Collier § 1129.05[3][b] (noting the "strong preference for market-based valuations").

The chapter 7 trustee must file a status report, supported by evidence, updating the Court on the efforts to market and sell the subject property and any meaningful offers received from prospective buyers. The chapter 7 trustee must file and serve that report no later than **July 7, 2016**. The Court will continue this hearing to **1:00 p.m. on July 21, 2016**, at which time the Court will evaluate the chapter 7 trustee's progress with the marketing and sale of the subject property.

Until the continued hearing, the Court anticipates that the debtors will cooperate with the chapter 7 trustee's marketing of the subject property.

The chapter 7 trustee must submit an order within seven (7) days.

Party Information

Debtor(s):

Frank Adler

Represented By
Derik N Lewis

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

CONT... Frank Adler and Lauren Adler

Chapter 7

Joint Debtor(s):

Lauren Adler

Represented By
Derik N Lewis

Trustee(s):

Nancy J Zamora (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:16-10099 Frank Adler and Lauren Adler

Chapter 7

#18.00 Application to Employ Rodeo Realty, Inc. as Real Estate Broker
fr. 4/14/16(stip)

Docket 29

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Frank Adler

Represented By
Derik N Lewis

Joint Debtor(s):

Lauren Adler

Represented By
Derik N Lewis

Trustee(s):

Nancy J Zamora (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
San Fernando Valley
Judge Victoria Kaufman, Presiding
Courtroom 301 Calendar**

Thursday, May 12, 2016

Hearing Room 301

2:00 PM

1:16-10451 Ana Deysi Torres

Chapter 7

#19.00 Motion to avoid lien 11 U.S.C. § 522(f)

Docket 7

Tentative Ruling:

First, the debtor has not provided a mortgage statement, dated close in time to the date that the debtor filed her bankruptcy petition, regarding the alleged junior lien of Wells Fargo against the subject property.

Second, the debtor has not provided adequate evidence of the value of the subject property. The Homes.com valuation attached to the original motion is insufficient as evidence of value and does not indicate the date of valuation.

Third, the debtor indicates in the motion that the amount of the first lien is \$246,177. However, the debtor's mortgage statement as of the petition date lists the amount as \$243,810.12.

The Court will continue this hearing to **2:00 p.m. on June 16, 2016**. No later than **June 2, 2016**, the debtor must file evidence curing the deficiencies described above.

The debtor's appearance is excused on May 12, 2016.

Party Information

Debtor(s):

Ana Deysi Torres

Pro Se

Trustee(s):

David Seror (TR)

Pro Se